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Arizona Corporation Commission  
BEFORE THE ARIZONA CORPORATION COMMISSION  
**DOCKETED** **RECEIVED**

1  
2 WILLIAM A. MUNDELL  
CHAIRMAN  
3 JIM IRVIN  
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AZ CORP COMMISSION  
DOCUMENT CONTROL

6 IN THE MATTER OF THE APPLICATION OF  
7 TELSEON CARRIER SERVICES, INC. FOR A  
8 CERTIFICATE OF CONVENIENCE AND  
9 NECESSITY TO PROVIDE COMPETITIVE  
FACILITIES-BASED AND RESOLD LOCAL  
EXCHANGE, INTEREXCHANGE, AND  
EXCHANGE ACCESS TELECOMMUNICATIONS  
SERVICES.

DOCKET NO. T-04000A-01-0208

**PROCEDURAL ORDER****BY THE COMMISSION:**

11 On March 7, 2001, Telseon Carrier Services, Inc. ("Applicant" or "Telseon") submitted to  
12 Docket Control of the Arizona Corporation Commission ("Commission") an application for a  
13 Certificate of Convenience and Necessity ("Certificate") to provide competitive facilities-based and  
14 resold local exchange, interexchange, and exchange access telecommunications services statewide.

15 Applicant is required to publish notice of its filing in newspapers in all counties where service  
16 is to be provided. The record shows that the Applicant has not published notice.

17 The Commission's Utilities Division Staff ("Staff") filed a Staff Report on June 5, 2001.  
18 Accordingly, the matter should be set for hearing.

19 Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern  
20 the preparation and conduct of this proceeding.

21 IT IS THEREFORE ORDERED that the hearing on the above application and petition of  
22 Applicant shall commence on August 1, 2001, at 11:00 a.m., or as soon thereafter as is practical, at  
23 the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

24 IT IS FURTHER ORDERED that Applicant shall publish notice of its filing, as stated below,  
25 in newspapers in every county in Arizona in which Applicant desires to provide service by June 27,  
26 2001 and shall file Affidavits of Publication with the Commission no later than July 25, 2001.  
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**NOTICE OF APPLICATION FOR A CERTIFICATE  
OF CONVENIENCE AND NECESSITY TO PROVIDE  
COMPETITIVE FACILITIES-BASED AND RESOLD  
LOCAL EXCHANGE, INTEREXCHANGE, AND EXCHANGE ACCESS,  
TELECOMMUNICATIONS SERVICES  
BY TELSEON CARRIER SERVICES, INC.**

Telseon Carrier Services, Inc. ("Applicant") has filed with the Arizona Corporation Commission ("Commission") an application for a Certificate of Convenience and Necessity ("Certificate") to provide competitive facilities-based and resold local exchange, interexchange, and exchange access telecommunications services in the State of Arizona. Applicant will be required by the Commission to provide this service under the rates, charges, terms, and conditions established by the Commission.

The application, report of the Commission's Utilities Division Staff, and any written exceptions to the staff report prepared by the applicant are available for inspection during regular business hours at the offices of the Commission located at 1200 West Washington Street, Phoenix, Arizona 85007, and at Applicant, [address].

Under appropriate circumstances, interested parties may intervene in the proceedings and participate as a party. You may have the right to intervene in the proceeding, or you may make a statement for the record. Intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before July 18, 2001. Persons desiring to intervene must file a written motion to intervene with the Commission and send such motion to the Company or its counsel and to all parties of record, and which at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.

2. A short statement of the proposed intervenor's interest in the proceeding (e.g. a customer of the company, a shareholder of the company, a competitor, etc.).

3. A statement certifying that a copy of the motion to intervene has been mailed to the Company or its counsel and to all parties of record in the case.

A.A.C. R14-3-105 shall govern the granting of motions to intervene. The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and making a statement on their own behalf. The hearing is scheduled to commence on August 1, 2001, at 11:00 a.m., at the Arizona Corporation Commission, 1200 West Washington Street, Phoenix, Arizona 85007. Please check with the Commission for any changes to the scheduled hearing date.

If you have any comments, mail them to:

The Arizona Corporation Commission  
Attention Docket Control  
re: Telseon Carrier Services, Inc.  
T-04000A-01-0208  
1200 West Washington Street  
Phoenix, Arizona 85007

1 All written comments should be received by July 18, 2001.

2 If you have any questions about this application, or want information on  
3 intervention, you may contact the Consumer Services Section of the Commission at  
1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

4 The Commission does not discriminate on the basis of disability in admission  
5 to its public meetings. Persons with a disability may request a reasonable  
6 accommodations such as sign language interpreter, as well as request this document in  
an alternative format, by contacting Shelly Hood, ADA Coordinator, voice phone  
number 602/542-3931, E-Mail [shood@cc.state.az.us](mailto:shood@cc.state.az.us). Requests should be made as  
7 early as possible to allow time to arrange the accommodation.

8 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
9 except that all motions to intervene must be filed on or before July 18, 2001.

10 IT IS FURTHER ORDERED that any objections to motions to intervene must be filed on or  
11 before July 25, 2001.

12 IT IS FURTHER ORDERED that all intervenors shall file specific disagreements/comments,  
13 if any, regarding the application and Staff Report by July 18, 2001.

14 IT IS FURTHER ORDERED that the Applicant shall file specific disagreements/comments,  
15 if any, to the Staff Report by July 18, 2001.

16 IT IS FURTHER ORDERED that all intervenors, Staff, and Applicant shall file, by July 18,  
17 2001, a list of witnesses and subject area(s) to be covered at the hearing in this matter.

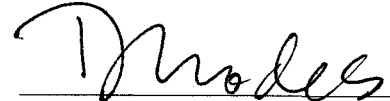
18 IT IS FURTHER ORDERED that discovery shall be as permitted by law and the rules and  
19 regulations of the Commission, except that every effort shall be made to respond within 48 hours of  
20 receipt; the response time may be extended by mutual agreement of the parties involved if the request  
21 requires an extensive compilation effort.

22 IT IS FURTHER ORDERED that, as an alternative to filing a written motion to compel  
23 discovery, any party seeking discovery may telephonically contact the Commission's Hearing  
24 Division to request a date for a procedural hearing to resolve the discovery dispute; that upon such  
25 request, a procedural hearing will be convened as soon as practicable; and that the party making such  
26 a request shall forthwith contact all other parties to advise them of the hearing date and shall at the  
27  
28

1 hearing provide a statement confirming that the other parties were contacted.<sup>1</sup>

2 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
3 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

4 DATED this 6th day of June, 2001.

5  
6   
7 DWIGHT D. NODES  
ADMINISTRATIVE LAW JUDGE

8 Copies of the foregoing mailed/delivered  
9 this 6th day of June, 2001 to:

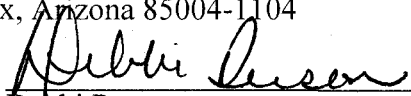
10 Rogena Harris  
11 Alexander Stokas  
12 SWIDLER BERLIN SHEREFF FRIEDMAN LLP  
13 3000 K Street, N.W., Suite 300  
Washington, DC 20007-5116  
Attorney for Telseon Carrier Services, Inc.

14 Timothy Berg  
15 Darcy Renfro  
16 FENNEMORE CRAIG  
3003 N. Central Avenue, Suite 2600  
Phoenix, Arizona 85012  
Attorneys for Qwest Corporation

17 Christopher Kempley, Chief Counsel  
18 Legal Division  
ARIZONA CORPORATION COMMISSION  
19 1200 West Washington Street  
Phoenix, Arizona 85007

20 Deborah Scott, Director  
21 Utilities Division  
ARIZONA CORPORATION COMMISSION  
22 1200 West Washington Street  
Phoenix, Arizona 85007

23 ARIZONA REPORTING SERVICE, INC.  
24 2627 N. Third Street, Suite Three  
Phoenix, Arizona 85004-1104

25 By:   
26 Debbi Person  
27 Secretary to Dwight D. Nodes

28 <sup>1</sup> The parties are encouraged to attempt to settle discovery disputes through informal, good-faith negotiations before seeking Commission resolution of the controversy.